

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

JOSHUA ANDREWS , :
 :
 Petitioner : CIVIL ACTION NO. 3:22-1520
 :
 v. : (JUDGE MANNION)
 :
 WARDEN USP-CANAAN, :
 :
 Respondent :
 :

ORDER

In accordance with this Court's memorandum issued this same day, **IT**
IS HEREBY ORDERED THAT:

1. The petition for writ of habeas corpus (Doc. [1](#)) is **DISMISSED** without prejudice to Petitioner's right to pursue his claims in a properly filed civil rights action.
2. There is no basis for the issuance of a certificate of appealability. See [28 U.S.C. §2253\(c\)](#).
3. The Clerk of Court is directed to **CLOSE** this case.
4. Petitioner's motion for preliminary injunction (Doc. 5) is **DISMISSED** as moot.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

DATE: December 12, 2022

22-1520-01